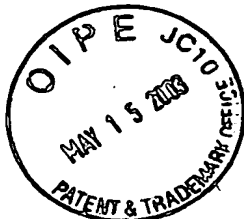


FORM PTO-1083

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450



Docket No. 113 1009
Date: May 13, 2003

RECEIVED
MAY 18 2003
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In re application of: **Rainer OSCHMANN et al.**

Serial No.: 09/720,940

Filed: 01/02/2001

For: **WATER-SOLUBLE NATIVE DRY PLANT EXTRACT, IN PARTICULAR GINKGO BILOBA EXTRACT WITH A HIGH CONTENT OF TERPENOIDS AND FLAVONGLYCOSIDES**

Sir:

Transmitted herewith is an **Amendment and Response to Office Action (9 pages)** in the above-identified application.

- [] Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
[] Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
☒ No fee for additional claims is required.
[] A filing fee for additional claims calculated as shown below, is required:

(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
FOR:	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	* Minus**	=	0	x \$ 9	\$		x \$ 18	\$
INDEP. CLAIMS	* Minus***	=	0	x \$ 40	\$		x \$ 80	\$
[] FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$135	\$		+ \$270	\$

TOTAL: \$ OR TOTAL: \$

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☒ Also transmitted herewith are:

- ☒ Petition for extension under 37 C.F.R. 1.136
[] Other:

☒ Check(s) in the amount of **\$110.00** is/are attached to cover:

- [] Filing fee for additional claims under 37 C.F.R. 1.16
☒ Petition fee for extension under 37 C.F.R. 1.136
[] Other:

☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
☒ Any patent application processing fees under 37 C.F.R. 1.17.
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

Morey B. Wildes, Reg. No. 36,968
DAVIDSON, DAVIDSON & KAPPEL, LLC
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New York, New York 10018
Tel: (212) 736-1940
Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on May 13, 2003.
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:
Jan Decker